



Docket No.: UMY-034
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Stevenson Mario *et al.*

Application No.: 10/722,689

Confirmation No.: 3913

Filed: November 24, 2003

Art Unit: 1635

For: MODULATION OF HIV REPLICATION BY
RNA INTERFERENCE

Examiner: Schnizer, Richard A.

**DECLARATION OF MARIO STEVENSON AND JEAN-MARC JACQUE UNDER
37 C.F.R. §1.131**

We, Mario Stevenson and Jean-Marc Jacque, state and declare the following:

1. We are co-inventors of the above-identified patent application.
2. This Declaration is submitted as evidence that the subject matter claimed in the above-identified application was invented prior to May 29, 2002.
3. We co-authored a manuscript together with Karine Triques which was published as Jacque *et al.*, *Nature*, 418: 435-438 (2002) on July 25, 2002 (referred to herein as the "Jacque *et al.* publication"). A copy of the Jacque *et al.* publication is attached hereto as Exhibit A.
4. A draft manuscript of the Jacque *et al.* publication was received by the journal *Nature* on March 25, 2002. The draft manuscript was then submitted to several referees for editorial review.
5. After March 25, 2002 and prior to May 29, 2002, further revisions were made to the draft manuscript. A revised manuscript was prepared prior to May 29, 2002. A final draft of the revised manuscript was accepted for publication on June 7, 2002.
6. The revised manuscript prepared prior to May 29, 2002 is substantially the same as the published manuscript. In particular, Figures 1-3 of the revised manuscript and their accompanying description are substantially the same as Figures 1-3 of the Jacque *et al.* publication and their accompanying description.